

City of Killeen
Regular City Council Meeting
Killeen City Hall
November 10, 2015 at 5:00 p.m.

Presiding: Mayor Scott Cospers

Attending: Mayor Pro-Tem Jose Segarra, Council members Jim Kilpatrick, Juan Rivera, Shirley Fleming, Brockley Moore, Jonathan Okray, and Elizabeth Blackstone

Also attending were City Manager Glenn Morrison, City Attorney Kathryn Davis, City Secretary Dianna Barker, and Sergeant-at-Arms McDaniel.

Reverend Sampson gave the invocation, and Councilmember Blackstone led everyone in the pledge of allegiance.

Approval of Agenda

Motion was made by Mayor Pro-Tem Segarra to approve the agenda as written. Motion seconded by Councilmember Okray. The motion carried unanimously.

Minutes

Motion was made by Councilmember Kilpatrick to approve the minutes of the October 27th Regular City Council Meeting. Motion was seconded by Councilmember Rivera. Motion carried unanimously.

Resolutions

RS-15-082 Consider a memorandum/resolution approving a contract with Routeware, Inc. to provide GPS tracking hardware and software products for Solid Waste fleet optimization.

Staff comments: Michael Cleghorn

Funds are approved and included in the FY 2016 Solid Waste annual budget in the amount of \$352,000 for the purchase of Routeware GPS Tracking hardware and software products. City staff recommends full implementation of Routeware hardware and software technology in all 42 heavy duty and 12 light duty Solid Waste vehicles and requests that the City Council authorize the City Manager to enter into an agreement with Routeware, Inc. to implement the full Routeware program across the Solid Waste fleet and to execute any change orders within the amounts established by state and local law.

Motion was made by Councilmember Blackstone to approve RS-082. Motion was seconded by Councilmember Rivera. Motion carried unanimously.

RS-15-083 Consider a memorandum/resolution approving a communications facilities license agreement amendment with New Cingular Wireless PCS, LLC, d/b/a AT&T Wireless Services at Killeen-Fort Hood Regional Airport.

Staff comments: Jim Livingston

Staff has negotiated an amendment with New Cingular Wireless PCS, LLC, d/b/a AT&T Wireless Services to extend the existing Communications Facilities License for an additional five (5)-year term beginning September 1, 2017, through August 31, 2021, with an option to automatically renew the agreement for five (5) additional five (5)-year terms. The tenant will pay the airport a total of \$2,400 per month in rental charges and shall continue for the first twelve (12) months of the extension. The rental rate increases by 2% each year thereafter. Staff recommends City Council approve the attached first amendment

to communications facilities license with New Cingular Wireless PCS, LLC, d/b/a AT&T Wireless Services, Inc. and authorize the City Manager to execute same.

Motion was made by Councilmember Moore to approve RS-083. Motion was seconded by Councilmember Kilpatrick. Motion carried unanimously.

RS-15-084 Consider a memorandum/resolution approving the submittal of a Defense Economic Adjustment Assistance Grant (DEAAG) application for a potential Robert Gray Army Airfield Project.

Staff comments: Glenn Morrison

A team from the City of Killeen and Fort Hood met to discuss and ultimately determine that a project to renovate and rehabilitate the Robert Gray Army Airfield (RGAAF) Army Radar Approach Control (ARAC) Facility. The project grant will be requested to fund 80% of the total project cost. The remaining 20% will be the required sponsor match. Total project cost is estimated to be \$4,500,000. Brian Dossa, Ft. Hood Public Works Director spoke on behalf of Ft. Hood endorsing the program. Councilmember Okray requested that the City Manager provide the Council with the outlay of remaining grant funding opportunities for FY 15-16.

Staff recommends the Council approve the submission of a DEAAG application.

Motion was made by Mayor Pro-Tem Segarra to approve RS-084. Motion was seconded by Councilmember Rivera. Motion carried 6 to 1 with Councilmember Okray in opposition.

Ordinances

OR-15-022 Consider an ordinance amending Chapter 7 Aviation; repealing the ordinance that created the Killeen, Harker Heights, and Bell County Joint Airport Zoning Board; and designating the Planning and Zoning Commission as the Airport Zoning Commission.

The City Secretary read the caption of the ordinance.

AN ORDINANCE AMENDING CHAPTER 7 AVIATION OF THE CODE OF ORDINANCES OF THE CITY OF KILLEEN; REPEALING ORDINANCE 87-49 THAT CREATED THE KILLEEN, HARKER HEIGHTS, BELL COUNTY JOINT ZONING BOARD; DESIGNATING AN AIRPORT ZONING COMMISSION; PROVIDING FOR REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

Staff comments: Holli Clements

The proposed ordinance would repeal Ordinance 87-49 that created the JAZB and designate the Planning and Zoning Commission as the Airport Zoning Commission as allowed by the statute. Additionally, the proposed changes provide that “Airport” shall mean Skylark Field, provide that the Zoning Board of Adjustment will be comprised of five members appointed by City Council, and provide for an administrative approval of minor encroachments. The Aviation and Legal Departments recommend that the City Council approve this ordinance.

Motion was made by Councilmember Fleming to approve OR-022. Motion was seconded by Councilmember Okray. Motion carried unanimously.

- OR-15-024** Consider an ordinance renaming Fire Department positions of “Fire Lieutenant” to “Fire Captain” and amending the Fire Department civil service pay plan to reflect the renaming of the position.

The City Secretary read the caption of the ordinance.

AN ORDINANCE OF THE CITY COUNCIL OF KILLEEN, TEXAS, RENAMING THE POSITION OF FIRE LIEUTENANT TO FIRE CAPTAIN IN ACCORDANCE WITH THE PROVISIONS OF TEXAS LOCAL GOVERNMENT CODE §143.021(a); PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION AND EFFECTIVE DATE.

Staff comments: Dr. Ann Farris

City staff is requesting that the current classification of Fire Lieutenant be renamed Fire Captain, in order to better communicate and align with job duties and responsibilities. The renaming of these positions will more accurately reflect the industry standard where the leader of each fire station is most commonly titled “Fire Captain.” There will be no change in pay or duty. The cost associated with this change will be \$3,705 for new badges and helmet fronts. Staff recommends the City Council approve the attached ordinance.

Motion was made by Councilmember Rivera to approve OR-024. Motion was seconded by Councilmember Moore. Motion carried unanimously.

Public Hearings

- PH-15-052A** HOLD a public hearing and consider an ordinance to amend the Comprehensive Plan’s Future Land Use Map (FLUM) from ‘Rural’ and ‘Suburban Commercial’ to ‘General Residential’ and ‘General Commercial’ (FLUM# Z15-25) for approximately 161.022 acres, being part of the James Cook Survey, Abstract No. 161. The property is located west of the intersection of W. Stan Schlueter Loop (FM 3470) and Clear Creek Road (S.H. 201), south of Old Copperas Cove Road, Killeen, Texas.

The City Secretary read the caption of the ordinance.

AN ORDINANCE AMENDING THE COMPREHENSIVE PLAN’S FUTURE LAND USE MAP FROM ‘RURAL’ AND ‘SUBURBAN COMMERCIAL’ TO ‘GENERAL RESIDENTIAL’ AND ‘GENERAL COMMERCIAL’ FOR APPROXIMATELY 161.022 ACRES OF LAND LOCATED WEST OF THE INTERSECTION OF W. STAN SCHLUETER LOOP (FM3470) AND CLEAR CREEK ROAD (SH 201), SOUTH OF OLD COPPERAS COVE ROAD, KILLEEN, TEXAS; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

Staff comments: Tony McIlwain

The Planning and Zoning Commission recommended approval of amending the Future Land Use Map from ‘Rural’ and ‘Suburban Commercial’ to ‘General Residential’ and ‘General Commercial’ by a vote of 3 to 2.

Mayor Cosper opened the public hearing. With no one appearing the public hearing was closed.

Motion was made by Councilmember Kilpatrick to approve PH-052A. Motion was seconded by Councilmember Moore. Motion carried unanimously.

PH-15-052B HOLD a public hearing and consider an ordinance requested by RSBP Developers, Inc. to rezone 161.022 acres, out of the James Cook Survey, Abstract No. 161, from “A” (Agricultural District) and “B-3” (Local Business District) to “R-1” (Single-Family District) for approximately 147.769 acres, “R-2” (Two-Family Residential District) for approximately 9.815 acres and “B-5” (Business District) for approximately 3.439 acres.

The City Secretary read the caption of the ordinance.

AN ORDINANCE AMENDING THE ZONING ORDINANCE OF THE CITY OF KILLEEN BY CHANGING THE ZONING OF CERTAIN PROPERTY OUT OF THE CITY OF KILLEEN, BELL COUNTY, TEXAS, FROM “A” (AGRICULTURAL DISTRICT) AND “B-3” (LOCAL BUSINESS DISTRICT) TO “R-1” (SINGLE-FAMILY RESIDENTIAL DISTRICT), “R-2” (TWO-FAMILY RESIDENTIAL DISTRICT) AND “B-5” (BUSINESS DISTRICT); PROVIDING A SAVINGS CLAUSE; PROVIDING FOR THE REPEAL OF CONFLICTING PROVISIONS; PROVIDING FOR AN EFFECTIVE DATE.

Staff comments: Tony McIlwain

The staff notified fifteen (15) surrounding property owners within a 200’ notification boundary. Staff received no protests.

The Planning & Zoning Commission voted 3 to 1 to approve “R-1” (Single Family District), “R-2” (Two-Family Residential District), and “B-5” (Business District) zoning.

Mayor Cosper opened the public hearing. With no one appearing the public hearing was closed.

Motion was made by Mayor Pro-Tem Segarra to approve PH-052B. Motion was seconded by Councilmember Okray. Motion carried unanimously.

PH-15-053 Hold a public hearing and consider an ordinance amending the FY 2016 Annual Budget and Plan of Municipal Services of the City of Killeen by increasing the Aviation Revenue Fund by \$1,300,500 and increasing the Project Expenditure accounts by \$1,445,000.

The City Secretary read the caption of the ordinance.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KILLEEN, TEXAS, AMENDING THE FY 2016 ANNUAL BUDGET OF THE CITY OF KILLEEN BY PROVIDING FUNDING FOR AN INCREASE IN DEPARTMENT OF AVIATION EXPENDITURE ACCOUNTS TOTALING \$1,445,000; PROVIDING FOR ADDITIONAL AVIATION FUND REVENUES IN THE AMOUNT OF \$1,300,500; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT WITH THIS ORDINANCE; PROVIDING A SAVING CLAUSE; AND ESTABLISHING AN EFFECTIVE DATE.

Staff comments: Jim Livingston

A budget amendment is necessary to provide for the receipt and expenditure of the additional AIP funds and initial expenditure of matching funds. This budget amendment acknowledges the award of two FAA AIP grants for the KFHRA in an amount of \$1,300,500. Staff recommends the City Council approve the attached ordinance acknowledging the additional FAA grant revenue of \$1,300,500 and the authorizing additional expenditure of \$1,445,000 for the indicated FAA grant eligible projects at the Killeen-Fort Hood Regional Airport and Robert Gray Army Airfield.

Mayor Cosper opened the public hearing. With no one appearing the public hearing was closed.

Motion was made by Councilmember Blackstone to approve PH-053. Motion was seconded by Councilmember Rivera. Motion carried unanimously.

PH-15-054A Consider a memorandum/resolution accepting the 2015 Community Oriented Policing Services (COPS) Hiring Program Grant.

Staff comments: Assistant Chief Young

The length of the award is from September 1, 2015, through August 31, 2018 and requests for extensions may be submitted as appropriate. The City of Killeen commits to fund each of the positions for 12 months after the end of the federal funding period for each position.

Staff recommends that the City Council authorize the City Manager to accept the 2015 Community Oriented Policing Service Hiring Program Grant and to grant the Killeen Police Department the authority to allocate and administer the duties required by the grant in concert with the City of Killeen Grant Analyst.

Motion was made by Councilmember Rivera to approve PH-054A. Motion was seconded by Councilmember Moore. Motion carried unanimously.

PH-15-054B Hold a public hearing and consider an ordinance amending the FY 2016 Annual Budget and Plan of Municipal Services of the City of Killeen by increasing revenues and expenditures in various General Fund accounts for the Community Oriented Policing Services (COPS) Hiring Program grant.

The City Secretary read the caption of the ordinance.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KILLEEN, TEXAS, AMENDING THE FY 2016 ANNUAL BUDGET AND PLAN OF MUNICIPAL SERVICES OF THE CITY OF KILLEEN BY INCREASING THE GENERAL FUND COPS GRANT REVENUE ACCOUNT BY \$355,587 AND VARIOUS GENERAL FUND POLICE DEPARTMENT OPERATING EXPENDITURE ACCOUNTS BY \$491,242; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT WITH THIS ORDINANCE; PROVIDING A SAVINGS CLAUSE AND ESTABLISHING AN EFFECTIVE DATE.

Staff comments: Jonathan Locke

The anticipated start date for the officers is February 1, 2016. The budget amendment will only cover the remaining eight months in the fiscal year. The salary and benefits cost for the 13 police officers from February 1, 2016, to September 30, 2016, is \$491,242. The City will receive reimbursement through the grant in the amount of \$355,587. The following budget amendment is needed to increase General Fund revenue and expenditure accounts for the grant.

Mayor Cosper opened the public hearing. With no one appearing the public hearing was closed.

Motion was made by Councilmember Kilpatrick to approve PH-054B. Motion was seconded by Councilmember Rivera. Motion carried unanimously.

PH-15-054C Consider an ordinance to amend the number of authorized civil service positions for the Police Department.

The City Secretary read the caption of the ordinance.

AN ORDINANCE OF THE CITY COUNCIL OF KILLEEN, TEXAS UPDATING THE NUMBER OF POLICE DEPARTMENT CIVIL SERVICE EMPLOYEES TO COMPLY WITH THE PROVISIONS OF TEXAS LOCAL GOVERNMENT CODE §143.021(a); PROVIDING FOR A REPEALER CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION AND AN EFFECTIVE DATE.

Staff comments: Eva Bark

The Cops Hiring Grant will fund up to a maximum of \$1,625,000 of the entry-level officers' salaries and benefits for three years, with the City matching the balance of the cost of \$829,884 throughout the life of the grant.

Staff recommends the adoption of the proposed ordinance to add 13 entry-level, full-time police officer positions as outlined in the COPS Hiring Program Grant.

Motion was made by Councilmember Moore to approve PH-054C. Motion was seconded by Councilmember Kilpatrick. Motion carried unanimously.

PH-15-055A Consider a memorandum/resolution authorizing the City Manager to enter into a grant agreement with the Office of Governor, Criminal Justice Division for the purpose of creating a Crisis Assistance Program.

Staff comments: Assistant Chief Young

The Office of the Governor, Criminal Justice Division requires a resolution be passed and in place before awarding of the grant. Staff recommends that the City Council authorize the City Manager to enter into the grant agreement with the Office of the Governor, Criminal Justice Division for the purpose of funding the Crisis Assistance Program, and that he is further authorized to accept, reject, alter, or terminate the grant on the city's behalf.

Motion was made by Councilmember Okray to approve PH-055A. Motion was seconded by Mayor Pro-Tem Segarra. Motion carried unanimously.

PH-15-055B Hold a public hearing and consider an ordinance amending the FY 2016 Annual Budget and Plan of Municipal Services of the City of Killeen by increasing the Victims Crime grant revenue account by \$19,974 and various expenditure accounts by \$19,974.

The City Secretary read the caption of the ordinance.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KILLEEN, TEXAS, AMENDING THE FY 2016 ANNUAL BUDGET AND PLAN OF MUNICIPAL SERVICES OF THE CITY OF KILLEEN BY INCREASING THE VICTIMS CRIME GRANT REVENUE ACCOUNT BY \$19,974 AND VARIOUS OPERATING EXPENDITURE ACCOUNTS BY \$19,974; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT WITH THIS ORDINANCE; PROVIDING A SAVINGS CLAUSE AND ESTABLISHING AN EFFECTIVE DATE.

Staff comments: Jonathan Locke

Staff recommends that the City Council approve the ordinance amending the FY 2016 Municipal Operating Budget revenues by \$19,974 and expenditures by \$19,974.

Mayor Cosper opened the public hearing. With no one appearing the public hearing was closed.

Motion was made by Councilmember Blackstone to approve PH-055B. Motion was seconded by Councilmember Fleming. Motion carried unanimously.

Adjournment

With no further business, upon motion being made by Mayor Pro-Tem Segarra, seconded by Councilmember Okay, and unanimously approved, the meeting was adjourned at 5:48 p.m.

Scott Cospers, Mayor

Dianna Barker, City Secretary